

PREVAILED

Roll Call No. _____

FAILED

Ayes _____

WITHDRAWN

Noes _____

RULED OUT OF ORDER

HOUSE MOTION _____

MR. SPEAKER:

I move that House Bill 1054 be amended to read as follows:

- 1 Page 1, after line 8 , begin a new paragraph and insert:
- 2 "SECTION 2. IC 27-4-1-19 IS AMENDED TO READ AS
- 3 FOLLOWS [EFFECTIVE JULY 1, 2001]: Sec. 19. (a) The
- 4 commissioner shall, on an annual basis and in a manner determined by
- 5 the commissioner, publish figures indicating the ratio of valid
- 6 consumer complaints lodged against each company weighted by the
- 7 direct premiums earned in Indiana by each company.
- 8 (b) The commissioner shall provide a report submitted in
- 9 January of each year, to the House and Senate committees of the
- 10 General Assembly assigned responsibility for insurance issues that
- 11 contains the following information on any companies that have
- 12 violated IC 27-4-1-4.5 in the past twelve months by demonstrating
- 13 a pattern and practice of unfair claims settlement behavior:
- 14 (1) A separate listing of any companies the department has
- 15 determined have been in violation of IC 27-4-1-4.5 three or
- 16 more times.
- 17 (2) The specific reasons and violation for which the
- 18 department placed them on that list.
- 19 (3) The actions taken by the department against those
- 20 companies, pursuant to the department's regulatory oversight
- 21 powers, which includes the authority to impose fines, market
- 22 conduct exams, and if necessary, removal
- 23 of a violator's certificate of authority to operate in Indiana.
- 24 (4) A summary of the preventative measure that the
- 25 department has taken to educate companies concerning the
- 26 act and the department' enforcement of it.
- 27 (5) A summary of the total complaints filed, by company,

- 1 **identifying valid versus invalid complaints and compared with**
- 2 **each company's total number of Indiana policies in force or**
- 3 **total number of claims filed."**
- 4 Renumber all SECTIONS consecutively.
(Reference is to HB 1054 as printed February 22, 2001.)

Representative RIPLEY